

1 TRINETTE G. KENT (State Bar No. 222020)  
2 10645 North Tatum Blvd., Suite 200-192  
3 Phoenix, AZ 85028  
4 Telephone: (480) 247-9644  
5 Facsimile: (480) 717-4781  
6 E-mail: tkent@lembertglaw.com

7 Of Counsel to  
8 Lemberg Law, LLC  
9 43 Danbury Road  
10 Wilton, CT 06897  
11 Telephone: (203) 653-2250  
12 Facsimile: (203) 653-3424

13  
14 Attorneys for Plaintiff,  
15 Michael St. Clair

16  
17  
18 UNITED STATES DISTRICT COURT  
19 NORTHERN DISTRICT OF CALIFORNIA  
20 SAN FRANCISCO DIVISION

21 Michael St. Clair,  
22 Plaintiff,

23 vs.

24 CVS Pharmacy, Inc.,

25 Defendant.

26 Case No.: 1:16-cv-04911-VC

27 **STIPULATION FOR DISMISSAL  
28 WITH PREJUDICE**

## **STIPULATION OF DISMISSAL**

The parties to the above-entitled action, pursuant to FRCP 41(a)(1)(ii), hereby stipulate that the above-captioned action is hereby dismissed against Defendant, CVS Pharmacy, Inc, with prejudice and with each party to bear its own attorneys' fees and costs.

**Plaintiff**

## Defendant

/s/ Trinette G. Kent

/s/ Mark S. Eisen

TRINETTE G. KENT  
Attorney for Plaintiff

MARK S. EISEN  
Attorney for Defendant

DATED: March 20, 2017

## **CERTIFICATE OF SERVICE**

I, the undersigned, certify and declare that I am over the age of 18 years, and not a party to the above-entitled cause. On March 20, 2017, I served a true copy of foregoing document(s): **STIPULATION AND [PROPOSED] ORDER RE: STIPULATION FOR DISMISSAL WITH PREJUDICE.**

**BY ELECTRONIC FILING:** I hereby certify that on March 20, 2017, a copy of

**8 BY ELECTRONIC FILING:** I hereby  
9 certify that on March 20, 2017, a copy of  
10 the foregoing document was filed  
11 electronically. Notice of this filing will be  
12 sent by operation of the Court's electronic  
13 filing system to all parties indicated on  
the electronic filing receipt. All other  
14 parties will be served by regular U.S.  
Mail. Parties may access this filing  
15 through the Court's electronic filing  
system.

## **Attorney for Defendant CVS Pharmacy, Inc.**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

I hereby certify that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

1 Executed on March 20, 2017  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

By: /s/ Trinette G. Kent

Trinette G. Kent, Esq.  
Lemberg Law, LLC